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C-81002

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR.

W.P. No. 2443 /2004

PETITIONER : Md. Ashique Ali s/o Abdul Hakim,
age 50 years, Head Master, Girls
Middle School, Durgapur, Block-
Shankargarh, Distt. Surguja, C.G.

V E R S U S

RESPONDENTS

- : 1. The State of Chhattisgarh,
through the Secretary, Tribal
Development Department, D.K.S.
Bhawan, Raipur, C.G.
2. Assistant Commissioner, Tribal
Development, Ambikapur, District
Surguja, C.G.

P.R. No. 2432/04
Presented by Shri D.K. Pasap
7-8-04

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF
INDIA.

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

W.P. NO. 2443/2004
मामला क्रमांक सन् 2004

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<u>3-9-2004</u> Shri Sunil Sinha, counsel for the petitioner. Shri V.V.S. Murthy, Dy. Adv. General for the State. Application for urgent hearing is allowed. Heard. Learned counsel for the petitioner submits that the matter relates to transfer. Counsel for the petitioner submits that he has been transferred showing to be on his own request. Counsel submitted that he has averred in the petition that no request to this effect was made, the petition is also supported by an affidavit. Shri Sinha reiterated that immediately the petitioner made a representation as per Annexure P-2 that he has not volunteered for transfer. Shri Murthy states that it needs clarification and he has written to the department to ascertain the fact and instructions are awaited. Since the transfer has been made on the ground of own request of the petitioner and it is categorically stated that no request was made, in the opinion of this Court, ends of justice will be served if the matter is verified by the State and the petitioner is given opportunity to make a representation. Having thus considered, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising his	

[पीछे देखिये]

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

W.P.No-2443/

मामला क्रमांक

सन् 2004

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	grievances before the competent authority of the respondents along with a copy of the petition and this order, within 10 days, and on such representation being filed, the competent authority of the respondents shall decide the same on its own merits in accordance with law by a reasoned order as early as possible preferably within six weeks from the date of receipt of the representation. It is made clear that if any grievance still remains, the petitioner is entitled to avail the remedy under the law. Counsel for the petitioner prays for stay till the representation is decided. In view of the facts and circumstances of the case, it is further directed that till the representation is decided, the petitioner is allowed to continue. With the aforesaid observations, this petition stands disposed of. Consequently M.W.P No. 2158 /2004 also stands disposed of. C.C. as per rules.	Sd/- Fakhruddin Judge

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28/11/09